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**Introduced by Senator Perata**

February 1, 2007

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Senate Resolution No. 8—Relative to the Standing Rules of the Senate for the 2007–08 Regular Session.

1     *Resolved by the Senate of the State of California*, That the  
2     Standing Rules of the Senate for the 2007–08 Regular Session are  
3     amended as follows:

4     First—That Rule 12 is amended to read:

5  
6                             Standing Committees  
7

8     12. The standing committees of the Senate and subjects to be  
9     referred to each are set out below. The provisions set forth below  
10    as to the assignment of bills are intended as a guide to the  
11    Committee on Rules, but are not binding upon the committee.

12    (1) Agriculture, 5 members. Bills relating to agriculture.

13    (2) Appropriations, ~~13~~ 17 members. Bills that are subject to  
14    Joint Rule 10.5 and are not referred to the Budget and Fiscal  
15    Review Committee. Bills that constitute a state-mandated local  
16    program.

17    (3) Banking, Finance and Insurance, 11 members. Bills relating  
18    to financial institutions, corporations, and retail credit interest  
19    rates. Bills relating to insurance, managed care, indemnity, surety,  
20    and warranty agreements.

21    (4) Budget and Fiscal Review, ~~13~~ 14 members. The Budget Bill  
22    and bills implementing the Budget. Bills that directly affect the  
23    State Budget, including deficiencies and reappropriations.

24    (5) Business, Professions and Economic Development, ~~5~~ 8  
25    members. Bills relating to business and professional practices,

1 licensing, and regulations other than bills relating to horse racing,  
2 alcoholic beverages, oil, mining, geothermal, and forestry  
3 industries. Bills relating to economic development, commerce,  
4 and international trade.

5 (6) Education, ~~11~~ 9 members. Bills relating to education, higher  
6 education, and certificated educational personnel.

7 (7) Elections, Reapportionment, and Constitutional  
8 Amendments, 5 members. Bills relating to elections and  
9 reapportionment. Bills relating to constitutional amendments, when  
10 favorably reported out of the standing committee having  
11 jurisdiction of the subject matter.

12 (8) Energy, Utilities, and Communications, ~~10~~ 9 members. Bills  
13 relating to public utilities and carriers, energy companies,  
14 alternative energy development and conservation, and  
15 communications development and technology.

16 (9) Environmental Quality, 7 members. Bills relating to  
17 environmental quality, air quality, water quality, integrated waste  
18 management, recycling, toxics, and hazardous waste.

19 (10) Governmental Organization, 9 members. Bills relating to  
20 horse racing, public gaming, and alcoholic beverages, bills related  
21 to the management of public safety emergencies and disaster  
22 response, and bills regarding the use of state-controlled lands and  
23 buildings, state publishing, seals, bonds, and interstate compacts.

24 (11) Health, ~~9~~ 11 members. Bills relating to public health,  
25 alcohol and drug abuse, mental health, managed care, and related  
26 institutions.

27 (12) Human Services, 5 members. Bills relating to welfare,  
28 social programs and services, and related institutions.

29 (13) Judiciary, 5 members. Bills amending the following:

30 (a) Civil Code, except measures related to retail credit interest  
31 rates.

32 (b) Code of Civil Procedure.

33 (c) Evidence Code, except matters relating to criminal procedure.

34 (d) Family Code.

35 (e) Probate Code.

36 (f) Bills relating to municipal and state court judgeships, court  
37 attachés, and personnel. Bills relating to liens, claims, and  
38 unclaimed property, collections, and franchises.

1 (14) Labor and Industrial Relations, 5 members. Bills relating  
2 to labor, industrial safety, unemployment, workers' compensation  
3 and insurance, and noncertificated public school employees.

4 (15) Local Government, 5 members. Bills relating to local  
5 governmental procedure and organization. Bills relating to land  
6 use. Bills that have been considered by other committees having  
7 jurisdiction of the appropriate subject, for consideration of any  
8 questions relating to local government administration.

9 (16) Natural Resources and Water, ~~7~~ 8 members. Bills relating  
10 to conservation and the management of public resources, fish and  
11 wildlife, regulation of oil, mining, geothermal development, acid  
12 deposition, wetlands and lakes, global atmospheric effects, ocean  
13 and bay pollution, coastal resources, forestry practices, recreation,  
14 parks, and historical resources. Bills relating to water supply  
15 management.

16 (17) Public Employment and Retirement, 5 members. Bills  
17 relating to state and local nonschool public employees and public  
18 employee retirement.

19 (18) Public Safety, ~~6~~ 5 members. Bills amending the following:

20 (a) Evidence Code, relating to criminal procedure.

21 (b) Penal Code.

22 (c) Statutes of a penal nature not related closely to a subject  
23 included in another subdivision of this rule.

24 (d) Bills relating to the Department of Corrections and  
25 Rehabilitation.

26 (19) Revenue and Taxation, ~~7~~ 8 members. Bills relating to state  
27 and local revenues and taxation, except bills described in  
28 subdivision (a) of Rule 28.9.

29 (20) Rules, 5 members. Proposed amendments to the rules and  
30 other matters relating to the business of the Legislature.

31 (21) Transportation and Housing, ~~43~~ 11 members. Bills relating  
32 to the operation, safety, equipment, transfer of ownership,  
33 licensing, and registration of vehicles, aircraft, and vessels. Bills  
34 relating to the Department of Transportation and the Department  
35 of Motor Vehicles. Bills relating to waterways, harbors, highways,  
36 public transportation systems, and airports. Bills relating to housing  
37 and community redevelopment.

38 (22) Veterans Affairs, 5 members. Bills relating to veterans,  
39 military affairs, and armories. Bills amending the Military and  
40 Veterans Code.

1 The standing committees of any regular session shall be the  
2 standing committees of concurrent special or extraordinary sessions  
3 unless otherwise ordered by the Senate.

4 Second—That Rule 29.3 is amended to read:

5  
6 Measures Amended From the Floor  
7

8 29.3. (a) The consideration of a bill, constitutional amendment,  
9 concurrent resolution, joint resolution, or Senate resolution that  
10 has been amended by amendments offered from the floor, except  
11 committee amendments reported with measures or amendments  
12 offered with a motion to amend and rerefer to committee, is not  
13 in order until the amended measure has been in print for not less  
14 than one legislative day. Any measure so amended shall be placed  
15 on the second reading file.

16 (b) *A bill, constitutional amendment, concurrent resolution,*  
17 *joint resolution, or Senate resolution shall not be recommended*  
18 *for amendment by any committee after the last day specified in the*  
19 *Joint Rules for the 2007–08 Regular Session to amend bills on the*  
20 *floor, as specified in paragraph (13) of subdivision (a) of Joint*  
21 *Rule 61 for odd-numbered years, and in paragraph (16) of*  
22 *subdivision (b) of Joint Rule 61 for even-numbered years.*

23 Third—That Rule 29.10 is amended to read:

24  
25 Referral of Bills  
26

27 29.10. (a) If the analysis, prepared in accordance with  
28 subdivision (b) of Rule 29.8, of proposed floor amendments to a  
29 bill, other than the Budget Bill, discloses that the amendments  
30 create a new bill or rewrite the current form of the bill, ~~the~~  
31 ~~amendments shall, prior to consideration of the amendments by~~  
32 ~~the Senate, be upon adoption of the amendments the bill shall be~~  
33 ~~reprinted and referred to the Committee on Rules. If the~~  
34 ~~amendments to the bill are proposed by any Senator other than the~~  
35 ~~author of the bill or the Senator presenting the Assembly bill on~~  
36 ~~the floor, action on the bill shall be deferred until after the~~  
37 ~~Committee on Rules acts upon the amendments. Upon receipt of~~  
38 ~~the amendments, the Committee on Rules by a vote of a majority~~  
39 ~~of its membership may either (1) refer the amendments to an~~

1 appropriate standing committee, or (2) return the amendments to  
2 the Senate floor for consideration.

3 If the amendments are referred to a standing committee, the

4 (b) When amendments adopted pursuant to subdivision (a)  
5 rewrite the bill, as specified in subdivision (e), the Committee on  
6 Rules shall refer the bill to a standing committee. The standing  
7 committee shall meet and act upon the amendments bill no later  
8 than the next scheduled hearing of the committee. If the  
9 amendments are bill is referred to a standing committee during a  
10 time when standing committees are not meeting, the standing  
11 committee shall meet and act upon the amendments bill as directed  
12 by the Committee on Rules and, in any event, within two legislative  
13 days of receipt of the amendments bill. Upon receipt of the  
14 amendments bill, the committee by a vote of a majority of the  
15 membership may do any of the following: (1) hold the amendments  
16 bill, (2) return the amendments bill as approved by the committee  
17 to the Senate floor for consideration, or (3) return amendments as  
18 approved by the committee to the Senate floor rerefer the bill to  
19 fiscal committee pursuant to Joint Rule 10.5.

20 If the amendments are bill is referred to a standing committee  
21 during the time when no committee may meet, the Committee on  
22 Rules shall grant permission to suspend the joint rule to allow the  
23 committee to meet as directed by the Committee on Rules.

24 If the amendments are bill is referred to the Committee on Rules  
25 on the last legislative day preceding a joint recess, the Committee  
26 on Rules and, if the amendments are bill is referred to a standing  
27 committee, the standing committee, shall meet and act upon the  
28 amendments bill before adjourning for the recess. If the  
29 amendments are bill is referred to the Committee on Rules on any  
30 of the three legislative days preceding February 1 or September 1  
31 of an even-numbered year, the Committee on Rules and, if the  
32 amendments are bill is referred to a standing committee, the  
33 standing committee, shall meet and act upon the amendments bill  
34 on the same legislative day.

35 (c) When amendments adopted pursuant to subdivision (a) create  
36 a new bill, as specified in subdivision (f), the bill shall be referred  
37 to the Committee on Rules. The Committee on Rules, by a vote of  
38 a majority of its membership may either (1) hold the bill or, (2)  
39 refer the bill to the appropriate standing committee subject to all

1 *of the time and other limitations provided in these rules and the*  
2 *Joint Rules for the hearing and passage of bills.*

3 ~~(b)~~

4 (d) If the analysis, prepared in accordance with subdivision (a)  
5 of Rule 29.8, of a bill, other than the Budget Bill, that is returned  
6 to the Senate for a vote on concurrence discloses that the Assembly  
7 amendments create a new bill or rewrite the bill as passed by the  
8 Senate, ~~action on the bill shall be deferred until the Committee on~~  
9 ~~Rules acts upon the bill~~ *the bill shall be referred to the Committee*  
10 *on Rules.* The Committee on Rules by a vote of a majority of its  
11 membership may either (1) refer the bill to an appropriate standing  
12 committee, ~~or~~ (2) recommend that the bill be taken up for  
13 consideration of the Assembly amendments, *or (3) hold the bill.*

14 If the bill is referred to a standing committee, the committee  
15 shall meet and act upon the bill no later than the next scheduled  
16 hearing of the committee. If the bill is referred to a standing  
17 committee during a time when standing committees are not  
18 meeting, the standing committee shall meet and act upon the bill  
19 as directed by the Committee on Rules and, in any event, within  
20 two legislative days of receipt of the bill. Upon receipt of the bill,  
21 the *standing* committee by a majority vote of the membership may  
22 either (1) hold the bill, or (2) return the bill to the Senate floor for  
23 consideration of the *bill as amended in the Assembly amendments.*

24 If the bill is referred to a standing committee during the time  
25 when no committee may meet, the Committee on Rules shall grant  
26 permission to suspend the joint rule to allow the committee to meet  
27 as directed by the Committee on Rules.

28 If the bill is referred to the Committee on Rules on the last  
29 legislative day preceding a joint recess, the Committee on Rules  
30 and, if the bill is referred to a standing committee, the standing  
31 committee, shall meet and act upon the bill before adjourning for  
32 the recess. If the bill is referred to the Committee on Rules on any  
33 of the three legislative days preceding February 1 or September 1  
34 of an even-numbered year, the Committee on Rules and, if the bill  
35 is referred to a standing committee, the standing committee, shall  
36 meet and act upon the bill on the same legislative day.

37 (e) *An amendment rewrites a bill if the amendment (1) is*  
38 *germane to the previous version of the bill, but adds a new subject*  
39 *to the bill that is different from, but related to, the contents of the*  
40 *bill, or (2) is not described in subdivision (f) and makes a change*

1 *of fiscal or policy significance that may be appropriate for review*  
2 *by a standing committee.*

3 (e)

4 (f) An amendment creates a new bill ~~or rewrites the bill~~ if the  
5 amendment (1) changes the subject of the bill to a new or different  
6 subject, ~~or (2) adds a new subject to the bill that is different from,~~  
7 ~~and not related to, the contents of the bill.~~

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